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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

GERALD BURNS : CIVIL ACTION
:
v. :
: NO. 11-7917
TABE BICKELL, et al. :

ORDER

FILED

JUN - 4 2012

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

BERLE M. SCHILLER, J.,

AND NOW, this 4 day of June, 2012, upon careful and independent consideration of the petition for writ of habeas corpus, and after review of the Report and Recommendation of United States Magistrate Judge Jacob P. Hart, *for objections thereto* IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The petition for a writ of habeas corpus is DISMISSED WITHOUT PREJUDICE; and
3. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:



BERLE M. SCHILLER, J.